

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: FRANZ-JOSEF WETZEL ET AL

Serial No.: To Be Assigned

Filed: Concurrently Herewith

Title: SYSTEM HAVING AN INTERNAL COMBUSTION ENGINE  
AND A FUEL CELL AND METHOD OF MAKING AND USING  
SAME

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §§ 1.97 and 1.98**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 CFR §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding foreign Search Report citing such documents, together with an English-language version (if not already included) of that portion of the Search Report indicating the degree of relevance found by the foreign office.

The present Information Disclosure Statement is being filed concurrently with this application. Furthermore, I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any

communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement and therefore no fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

September 16, 2003



---

Donald D. Evenson  
Registration No. 26,160  
William G. Ackerman  
Registration No. 45,320

CROWELL & MORING, LLP  
P.O. Box 14300  
Washington, DC 20044-4300  
Telephone No.: (202) 624-2500  
Facsimile No.: (202) 628-8844  
DDE/WGA:mys

|   |  |                                       |                              |
|---|--|---------------------------------------|------------------------------|
| FORM PTO-1449 U.S. Department of Commerce<br>Patent & Trademark Office                  |  | Attorney Docket No.<br>080437.52234US | Serial No.<br>To Be Assigned |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT</b><br><i>(Use several sheets if necessary)</i> |  | Applicant: Franz-Josef WETZEL et al.  |                              |
|   |  | Filing Date<br>Concurrently Herewith  | Group<br>To Be Assigned      |

| U.S. PATENT DOCUMENTS |  |                 |            |            |       |           |                              |
|-----------------------|--|-----------------|------------|------------|-------|-----------|------------------------------|
| Examiner Initial      |  | Document Number | Date       | Name       | Class | Sub-Class | Filing Date (if appropriate) |
| AA                    |  | 6112713         | 09/05/2000 | Kicl       |       |           |                              |
| AB                    |  | 6276473         | 08/21/2001 | Zur Megede |       |           |                              |
| AC                    |  |                 |            |            |       |           |                              |
| AD                    |  |                 |            |            |       |           |                              |
| AE                    |  |                 |            |            |       |           |                              |
| AF                    |  |                 |            |            |       |           |                              |
| AG                    |  |                 |            |            |       |           |                              |
| AH                    |  |                 |            |            |       |           |                              |
| AI                    |  |                 |            |            |       |           |                              |
| AJ                    |  |                 |            |            |       |           |                              |

| FOREIGN PATENT DOCUMENTS |  |                 |            |         |       |           |                          |
|--------------------------|--|-----------------|------------|---------|-------|-----------|--------------------------|
| Examiner Initial         |  | Document Number | Date       | Name    | Class | Sub-Class | TRANSLATION              |
|                          |  |                 |            |         |       |           | Yes No                   |
| AK                       |  | 11132105        | 05/18/1999 | Japan   |       |           | Abstract only            |
| AL                       |  | 07065849        | 03/10/1995 | Japan   |       |           | Abstract only            |
| AM                       |  | 2000303836 A    | 10/31/2000 | Japan   |       |           | Abstract only            |
| AN                       |  | 08339816        | 12/24/1996 | Japan   |       |           | Abstract only            |
| AO                       |  | 19525661 A1     | 01/16/1997 | Germany |       |           | X                        |
| AP                       |  | 19703171 A1     | 08/06/1998 | Germany |       |           | Abstract                 |
| AQ                       |  | 19913794 A1     | 10/12/2000 | Germany |       |           | U.S. Equiv. and Abstract |
| AR                       |  | 19913795 C1     | 10/05/2000 | Germany |       |           | Abstract                 |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.) |    |  |  |  |  |  |  |
|--|----|--|--|--|--|--|--|
|  | AS |  |  |  |  |  |  |
|  | AT |  |  |  |  |  |  |
|  | AU |  |  |  |  |  |  |

|          |                 |
|----------|-----------------|
| Examiner | DATE CONSIDERED |
|----------|-----------------|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.